

## 36.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

8778. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Clopyralid; Extension of Tolerance for Emergency Exemptions [OPP-300645; FRL 5786-9] (RIN: 2070-AB78) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8779. A letter from the Director, Office of Regulatory Management Information, Environmental Protection Agency, transmitting the Agency's final rule—Tebufenozide; Tolerance Extension for Emergency Exemptions [OPP-300641; FRL5784-7] (RIN: 2070-AB78) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8780. A letter from the Director, Test, Systems Engineering and Evaluation, Department of Defense, transmitting a report to notify Congress of the intent to obligate funds for FY 1998 Foreign Comparative Testing projects, pursuant to 10 U.S.C. 2350a(g); to the Committee on National Security.

8781. A letter from the Director, Congressional Budget Office, transmitting a report on participation agreements between the Uniformed Services Treatment Facilities (USTFs) and the Department of Defense, pursuant to Public Law 103-160; to the Committee on National Security.

8782. A letter from the Director, Office of Small and Disadvantaged Business Utilization, Department of Defense, transmitting a report on the progress of the Department of Defense toward the achievement of the goal to award five percent of DOD contracts and subcontracts to small disadvantaged business, historically Black colleges and universities and minority institutions, pursuant to 10 U.S.C. 2323 (i); to the Committee on National Security.

8783. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a description of property to be transferred to the Republic of Panama through the end of calendar year 1999, pursuant to Public Law 96-70; to the Committee on National Security.

8784. A letter from the Secretary of Defense, transmitting a report entitled "Actions To Accelerate the Movement To The New Workforce Vision," pursuant to Public Law 105-85, section 912 (e); to the Committee on National Security.

8785. A letter from the Secretary of Defense, transmitting a report on defense reform by the Defense Science Board Sub-Task Force on the Acquisition Workforce, pursuant to Public Law 105-85; to the Committee on National Security.

8786. A letter from the General Counsel, Department of Housing and Urban Development, transmitting the Department's final rule—Home Equity Conversion Mortgage Insurance; Right of First Refusal Permitted for Condominium Associations [Docket No. FR-4267-1-01] (RIN: 2502-AG93) received April 9, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

8787. A letter from the Chairman, Federal Deposit Insurance Corporation, transmitting the 1997 Annual Report to Congress by the Division of Compliance and Consumer Affairs of the Federal Deposit Insurance Corporation, pursuant to 15 U.S.C. 57a(f)(6); to the Committee on Banking and Financial Services.

8788. A letter from the Director, Office of Management and Budget, transmitting a report on the OMB Cost Estimate for Pay-As-

You-Go Calculations, pursuant to Public Law 105-167; to the Committee on the Budget.

8789. A letter from the Senior Deputy Chairman, National Council on the Arts and the Humanities, transmitting the Federal Council on the Arts and the Humanities' twenty-second annual report on the Arts and Artifacts Indemnity Program for Fiscal Year 1996, pursuant to 20 U.S.C. 959(c); to the Committee on Education and the Workforce.

8790. A letter from the Director, Office of Rulemaking Coordination, Department of Energy, transmitting the Department's final rule—Facility Safety [DOE O 420.1] received April 21, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8791. A letter from the Director, Office of Rulemaking Coordination, Department of Energy, transmitting the Department's final rule—Occurrence Reporting And Processing Of Operations Information [DOE O 232.1A] received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8792. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to State Primacy Requirements to Implement Safe Drinking Water Act Amendments [FRL-6003-5] (RIN: 2040-AD00) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8793. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Final Authorization and Incorporation By Reference of State Hazardous Waste Management Program [FRL-5988-2] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8794. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Organobromine Production Wastes; Identification and Listing of Hazardous Waste; Land Disposal Restrictions; Listing of CERCLA Hazardous Substances, Reportable Quantities [FRL-5999-9] (RIN: 2050-AD79) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8795. A letter from the AMD—Performance Evaluation and Records Management, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Pentwater and Walhalla, Michigan) [MM Docket No. 97-118, RM-9061] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8796. A letter from the AMD—Performance Evaluation and Records Management, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Ironton, Malden and Salem, Missouri) [MM Docket No. 97-136, RM-9083, RM-9136] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8797. A letter from the AMD—Performance Evaluation and Records Management, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Banks, Redmond, Sunriver and Corvallis, Oregon) [MM Docket No. 96-7, RM-8732 RM-8845]; FM Broadcast Stations (The Dalles and Corvallis, Oregon) [MM Docket No. 96-12, RM-8741] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

8798. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed li-

cense for the export of defense articles or defense services sold under a contract to Switzerland (Transmittal No. DTC-49-98), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

8799. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Japan (Transmittal No. DTC-24-98), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

8800. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to the United Kingdom (Transmittal No. DTC-47-98), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

8801. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Spain (Transmittal No. DTC-27-98), pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

8802. A communication from the President of the United States, transmitting a report on the activities of United States Government departments and agencies relating to the prevention of nuclear proliferation during January 1, 1997 through December 31, 1997, pursuant to 22 U.S.C. 3281; to the Committee on International Relations.

8803. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Finland (Transmittal No. DTC-63-98), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

8804. A letter from the Director, Bureau of Economic Analysis, Economics and Statistics Administration, transmitting the Administration's final rule—Direct Investment Surveys: Raising Exemption Level for Two Surveys of Foreign Direct Investment in the United States (RIN: 0691-AA31) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8805. A letter from the Director, U.S. Trade and Development Agency, transmitting a copy of the Agency's annual audit, pursuant to 22 U.S.C. 2421 (e) (2); to the Committee on International Relations.

8806. A letter from the Director, Procurement and Property Management, Department of Agriculture, transmitting the Department's final rule—Miscellaneous Amendments [AGAR Case 96-03] (RIN: 0599-AA00) received April 20, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

8807. A letter from the Under Secretary for Oceans and Atmosphere, Department of Commerce, transmitting the Annual Report of the Coastal Zone Management Fund for fiscal year 1997, pursuant to 16 U.S.C. 1456; to the Committee on Resources.

8808. A letter from the General Counsel, Department of Commerce, transmitting a draft of proposed legislation providing the Commissioner of Patents and Trademarks with the authority to assess fees under section 41 of title 35, United States Code, in amounts sufficient to match the level of fees assessed in fiscal year 1998 under that fee authority and the surcharge assessed pursuant to section 10101 of the Omnibus Budget Reconciliation Act of 1990, as amended, (35 U.S.C. 41 note); to the Committee on the Judiciary.

8809. A letter from the Assistant Attorney General, Office of Legislative Affairs, De-

partment of Justice, transmitting a report of the Bureau of Justice Assistance entitled, "Fiscal Year 1996 Annual Report to Congress," pursuant to 42 U.S.C. 3711; to the Committee on the Judiciary.

8810. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-12 and PC-12/45 Airplanes [Docket No. 97-CE-46-AD; Amendment 39-10475; AD 98-08-26] (RIN: 2120-AA64) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8811. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; McDonnell Douglas Helicopter Systems Model 369(YOH-6A), 369A (OH-6A), 369D, 369E, 369F, 369FF, 369H, 369HE, 369HM, 369HS, and 500N Helicopters [Docket No. 97-SW-52-AD; Amendment 39-10481; AD 98-09-02] (RIN: 2120-AA64) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8812. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Alexander Schleicher Segelflugzeugbau Model ASK 21 Sailplanes [Docket No. 97-CE-108-AD; Amendment 39-10478; AD 98-08-29] (RIN: 2120-AA64) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8813. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Pilatus Aircraft Ltd. Model PC-12 Airplanes [Docket No. 97-CE-98-AD; Amendment 39-10367; AD 98-05-06] (RIN: 2120-AA64) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8814. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Porterville, CA [Airspace Docket No. 98-AWP-2] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8815. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Delano, CA [Airspace Docket No. 98-AWP-5] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8816. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone; Santa Barbara Channel, CA [COTP Los Angeles-Long Beach, CA; 98-002] (RIN: 2115-AA97) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8817. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone; Fleet Week 1998 Parade of Ships, Port of New York and New Jersey [CGD01-98-026] (RIN: 2115-AA97) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8818. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone; Los Angeles Harbor; San Pedro Bay, CA [COTP Los Angeles-Long Beach, 97-007] (RIN: 2115-AA97) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8819. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone;

Atlantic Ocean, Vicinity of Cape Henlopen State Park, DE [CGD 05-98-008] (RIN: 2115-AA97) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8820. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Pilot, Flight Instructor, Ground Instructor, and Pilot School Certification Rules; Clarifying amendments and other editorial changes [Docket No. 25910; Amendment Nos. 61-104 and 141-10] (RIN: 2120-AE71) received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8821. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Disaster Assistance; Public Assistance Program Appeals; Hazard Mitigation Grant Program Appeals (RIN: 3067-AC67) received April 17, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8822. A letter from the Secretary of Transportation, transmitting the Department's fourth annual report on the activities of the Department regarding the guarantee of obligations issued to finance the construction, reconstruction, or reconditioning of eligible export vessels, pursuant to section 1111 (b)(4) of the Merchant Marine Act of 1936, as amended; to the Committee on Transportation and Infrastructure.

8823. A letter from the Secretary of Energy, transmitting a detailed progress review of the research and development authorized under the Act, pursuant to Public Law 101-425, section 10 (104 Stat. 919); to the Committee on Science.

8824. A letter from the Chief, Regulations Division, Bureau of Alcohol, Tobacco and Firearms, transmitting the Bureau's final rule—Establishment of the Yorkville Highlands Viticultural Area and Realignment of the Southern Boundary of the Mendocino Viticultural Area [T.D. ATF-397; RE: Notice No. 854] (RIN: 1512-AA07) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8825. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Application of tax on sales of special motor fuel for use in motor vehicles and motorboats [Revenue Ruling 98-24] received April 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8826. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a determination that Israel is not being denied its right to participate in the activities of the International Atomic Energy Agency; jointly to the Committees on International Relations and Appropriations.

8827. A letter from the Secretary of Housing and Urban Development, transmitting a report on the status of Departmental efforts to disseminate building technology research to the HUD program grantees; jointly to the Committees on Transportation and Infrastructure and Appropriations.

8828. A letter from the Under Secretary for Export Administration, National Institute of Standards and Technology, transmitting the Institute's final rule—Procedures For Implementation Of The Fastener Quality Act [Docket Number: 970724177-8057-02] (RIN: 0693-AB43) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Science and Commerce.

8829. A letter from the Secretary of Health and Human Services, transmitting the Service's final rule—Medicare Program; Definition of Provider-Sponsored Organization and Related Requirements [HCFA-1027-IFC] (RIN: 0938-AI60) received April 15, 1998, pur-

suant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

8830. A letter from the Secretary of Health and Human Services, transmitting the Service's "Major" final rule—Medicare Program; Schedule of Per-Beneficiary Limitations on Home Health Agency Costs for Cost Reporting Periods [Docket No. HCFA-1905-FC] (RIN: 0938-AI84) received April 14, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

#### ¶36.4 PROVIDING FOR THE CONSIDERATION OF H.R. 3717

Mr. SOLOMON, by direction of the Committee on Rules, called up the following resolution (H. Res. 409):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 3717) to prohibit the expenditure of Federal funds for the distribution of needles or syringes for the hypodermic injection of illegal drugs. The bill shall be considered as read for amendment. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) two hours of debate on the bill equally divided and controlled by Representative Wicker of Mississippi or his designee and a Member opposed to the bill; and (2) one motion to recommit.

When said resolution was considered. After debate,

On motion of Mr. SOLOMON, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶36.5 PROHIBIT FEDERAL FUNDS FOR NEEDLE DISTRIBUTION

Mr. WICKER, pursuant to House Resolution 409, called up the bill (H.R. 3717) to prohibit the expenditure of Federal funds for the distribution of needles or syringes for the hypodermic injection of illegal drugs.

When said bill was considered and read twice.

After debate,

Pursuant to House Resolution 409, the previous question was ordered.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Ms. PELOSI moved to recommit the bill to the Committee on Commerce with instructions to report the bill back to the House forthwith with the following amendment:

Page 2, line 8, insert before the period the following: " , unless the Governor, State health officer, or local municipal health authority determines that the use of Federal funds for such a program would reduce the rate of transmission of the human immunodeficiency virus (commonly known as HIV), would not encourage the use of illegal drugs, and is acceptable to the affected State, city or other unit of local government, or community".

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.